

**MAHARASHTRA ADMINISTRATIVE TRIBUNAL MUMBAI
BENCH AT AURANGABAD**

ORIGINAL APPLICATION NO. 457 OF 2018

DISTRICT: - BEED.

Dr. Sharad S/o. Gangadharrao Phatale,

Age-60 years, Occu. : Retired
R/o. Masrat Nagar,
Behind Hotel Anvita, Jalna Road
Beed.

.. APPLICANT.

V E R S U S

- 1. The State of Maharashtra,**
Through : Principal Secretary,
Public Health Department,
G.T. Hospital, B Wing
10th floor, Complex Building
Mumbai 400 001.
- 2. The Director of Health Services
Directorate of Health Services,**
8th floor, Arogya Bhawan
Saint George Hospital Compound
P.D. Mella Road, Mumbai 400 001
- 3. The Joint Director,**
Health Service
(Finance & Administration)
Mumbai.
- 4. Deputy Director**
Health Circle (Mandal),
Latur.
- 5. District Civil Surgeon**
Civil Hospital, Beed.

.. RESPONDENT.

APPEARANCE : Smt. Suchita A. Dhongde, learned
Advocate for the applicant.
: Shri S.K. Shirse – learned Presenting
Officer for the respondent.

CORAM : **V.D. Dongre, MEMBER (J)**

DATE : **06.05.2021**

ORDER

Heard Smt. Suchita A. Dhongde, learned Advocate for the applicant and Shri S.K. Shirse, learned Presenting Officer for the respondents.

2. Learned Advocate for the applicant has filed a copy of Government Resolution dated 03.05.2021 and the same is taken on record and marked as document 'X' for the purpose of identification.

3. The present Original Application is filed seeking relief that the applicant is entitled to grant of benefit of six additional increments as prescribed by the Government Resolution dated 14.12.2011 (Annexure 'A-1', page-12 of paper book) and to declare that Government Resolution dated 20.08.2014 (Annexure 'A-3', page-16 of paper book) is not

applicable to the case of the applicant and further to re-fix the pay of the applicant w.e.f. 2011 onwards in accordance with the Government Resolution dated 14.12.2011 and to quash and set aside the impugned order dated 04.07.2017 (Annexure 'A-4', page-18 of paper book); whereby additional increments were granted to the applicant with prospective effect.

4. The applicant joined as Medical Officer on 26.12.1988. After passing the examination for recruitment by MPSC on 16.12.1994 he joined service as Medical Officer, Class-A. On 02.06.1997 he was promoted as Medical Superintendent. As per Government Resolution dated 14.12.2011 the doctors who are serving as on 14.12.2011 possessing degree are entitled to get three additional increments, whereas the doctors possessing post graduate degree shall be entitled to get six additional increments in addition to their regular increments. The applicant has taken voluntary retirement w.e.f. 31.07.2015 in terms of order dated 06.10.2015 passed by this Tribunal in O.A. No. 538/2014. The applicant was entitled for six additional increments as per Government Resolution dated 14.12.2011.

5. In terms of Government Resolution dated 03.05.2021 (document 'X'), now the applicant is entitled for getting six additional increments w.e.f. 14.12.2011 instead of 20.08.2014. Hence, the relief sought by the applicant in the present Original Application said to have been entitled in terms of prayer clause 'B'.

6. In view of the above, nothing remains to be decided in the present Original Application. The Original Application can be disposed of in the following terms: -

i) The respondents are directed to grant relief to the applicant as per Government Resolution dated 03.05.2021 (document 'X') within a period of six months from the date of this order.

ii) Accordingly, the present Original Application stands disposed of with no order as to costs.

MEMBER (J)

PLACE : AURANGABAD.

DATE : 06.05.2021

O.A.NO.457-2018(SB-Increment)-HDD-2021